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UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Daiji IDO, et al.

Art Unit 4183

Appln. No.: 10/527,040

Exr. I. Chernyak

Filed: March 9, 2005

Conf. No. 5560

For: TRANSMISSION DATA STRUCTURE, AND METHOD AND APPARATUS  
FOR TRANSMITTING TRANSMISSION DATA STRUCTURE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Assistant Commissioner of Patents  
Washington, DC 20231

Sir:

In response to the Notice of Non-Compliant Amendment under 37 CFR 1.121, dated July 25, 2008, attached is the Amendment submitted on June 20, 2008 with a complete listing of the claims, the proper status identifiers, the claims listed in ascending order, and a copy of the notice.

Respectfully submitted,

James E. Ledbetter  
Registration No. 28,732

Date: August 25, 2008

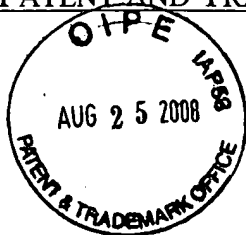
JEL/jcw

Attorney Docket No. 009289-05106

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WASHINGTON, DC 20036

*Non-Compliant Audit*

RESPONSE DUE

8-25-08

DOCKETED DATE

7-31-08

DATE

28

Paper No.

Application No.:	10/527,040	Date Mailed:	07/25/2008
First Named Inventor:	Ido, Daiji,	Examiner:	MAIS, MARK A
Attorney Docket No.:	L9289.05106	Art Unit:	2619
Confirmation No.:	5560	Filing Date:	03/09/2005

Please find attached an Office communication concerning **6** **a** **f** proceeding.

RECEIVED

JUL 31 2008

DICKINSON WRIGHT

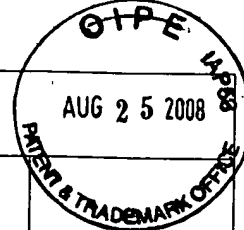
Commissioner for Patents

**Notice of Non-Compliant Amendment  
(37 CFR 1.121)**

Application No.  
10/527,040

Applicant(s)  
IDO ET AL.

Art Unit  
2619



**– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –**

The amendment document filed on 20 June, 2008 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

**THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:**

- ☐ 1. Amendments to the specification:
  - ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_.
- ☐ 2. Abstract:
  - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_.
- ☐ 3. Amendments to the drawings:
  - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☒ 4. Amendments to the claims:
  - ☒ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☒ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☐ E. Other: \_\_\_\_\_.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

**TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:**

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance, or a drawing submission (only) If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1 to 4 are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

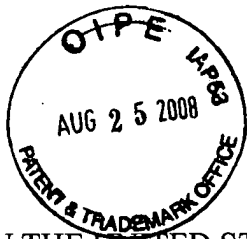
**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable /TINA J. BARDEN/

Telephone No: (571)272-0555



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Daiji IDO, et al.

Art Unit 4183

Appln. No.: 10/527,040

Exr. I. Chernyak

Filed: March 9, 2005

Conf. No. 5560

For: TRANSMISSION DATA STRUCTURE, AND METHOD AND APPARATUS  
FOR TRANSMITTING TRANSMISSION DATA STRUCTURE

AMENDMENT UNDER 37 CFR §1.111

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated March 20, 2008, please amend the above-captioned application as follows: